IN THE HIGH COURT OF JUDICATURE AT BOMBAY
SIDE JURISDICTION
CRIMINAL APPLICATION NO.1334 OF 2006
IN
CRIMINAL APPEAL NO.1267 OF 2006

Kisan Ganpat Dhaygude ...Applicant.
V/s.
The State of Maharashtra & Anr. ...Respondents.

Shri S.V.Kotwal, adv. for the Applicant.
Shri S.R.Shinde, APP for the Respondent/State.

CORAM: J.H.BHATIA, J.
DATE : 10th January, 2007.

P.C.:

1. Heard Mr.Kotwal, the learned counsel for the applicant and Mr.S.R.Shinde, APP for the State.

2. The applicant was convicted for the offences of culpable homicide not amounting to murder punishable under Section 304 Part (II) of the I.P.C. and was sentenced to undergo R.I. for 5 years and to pay a fine of Rs.10,000/-. He has filed an appeal no.1267 of 2006 challenging the conviction and sentence. By this application, the applicant seeks to be released on bail. Applicant was on bail during the trial. It appears that none of the prosecution witnesses supported the prosecution story and only on circumstantial evidence, the applicant was convicted.

3. In view of the above circumstances, the applicant is hereby granted bail on same terms and conditions as before the Trial Court subject to execution of fresh bail bonds and with condition that he shall not misuse the bail.

4. The application stands disposed off.

(J.H.Bhatia,J.)